

Add Chapter 106 as follows:

Chapter 106 - Dumpsters

§ 106-1. Definition of Term.

§ 106-2. License required; application.

§ 106-3. Conditions for Maintenance of Dumpsters.

§ 106-4. Forfeiture of bond.

§ 106-5. Penalties for offenses.

§ 106-1. Definition of Term.

As used in this Article, the following term shall have the meanings indicated:

DUMPSTER - Any receptacle used or maintained by any person for the collection or storage of litter. This includes commercial, industrial or construction receptacles.

§ 106-2. License required; application.

A. No dumpster shall be kept, maintained, used or operated on a village street or village property unless the owner or user thereof shall first obtain a license from the Village Clerk of the Village of Irvington.

B. A license shall be issued upon the following terms and conditions:

(1) An application shall be made by such person to the Village Clerk for said license upon forms to be furnished by said Clerk.

(2) Said license shall allow the owner or user of the dumpster to keep or maintain a dumpster on a village street for a period of time not to exceed five (5) consecutive days. Said license may not be renewed.

(3) A cash bond in the sum of three hundred dollars (\$300.00) shall be required.

(4) A license fee in the sum to be established and determined by the Board of Trustees from time to time and set forth in the Appendix herein shall be required. (See Chapter 114 of the Village Code)

- (5) Before any permit shall be granted, the applicant shall provide and deposit with the Clerk a public liability insurance policy in the amount of one million dollars (\$1,000,000.00), single limit, naming the applicant and Village of Irvington as co-insured.

C. Said application shall give the name, phone number and address of the applicant, the location by street and number where the dumpster will be located, the number of days the dumpster will be located on a village street and such further information as the Village Clerk or the Board of Trustees may require.

§ 106-3. Conditions for Maintenance of Dumpsters.

A. All dumpsters shall be maintained in a clean condition and shall be adequately covered, if necessary, to prevent the blowing about of its contents.

B. The Failure to comply with any requirements under this section shall be deemed an offense.

§ 106-4. Forfeiture of Bond.

No person shall keep, maintain, use or operate a dumpster on a village street for more than five (5) consecutive days, as provided in § 106-2(B)(2) aforesaid, and in the event that a dumpster is located on a village street for more than five (5) days, he shall forfeit the cash bond provided for in § 106-2(B)(3) at the rate of seventy-five dollars (\$75.00) per day, in addition to the statutory penalties prescribed herein.

§ 106-5. Penalties for offenses.

A. Any person violating any of the provisions of this chapter shall be subject to a fine of two-hundred and fifty dollars (\$250.00) per day for each day the dumpster is kept on a village street in non-compliance with this chapter.

B. Failure to obtain a license is subject to a fine of five hundred dollars (\$500.00).